S.B.Civil Writ Petition No.461/1996

Surendra Kumar and another.

vs.

Dr.Om Prakash and others.

Date : 9.8.2007

HON'BLE MR. PRAKASH TATIA, J.

Mr.JK Bhaiya, for the petitioners.

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Learned counsel for the petitioners submits that as per the information received from local counsel, the respondent/tenant left the suit premises more than 5 years ago.

It appears from the impugned order that the petitioner was directed to repair the roof of the rented premises under Section 12 of the Rajasthan Premises (Control of Rent and Eviction) Act, 1950 and was further directed to pay the compensation of Rs.5/- per day in case, the petitioner fails to repair the roof.

In the changed facts and circumstances, this writ petition is disposed of as the tenant himself vacated

the suit premises and further, the petitioner shall not be liable to pay any compensation to the respondent no.1 because of non-compliance of the order dated 27.9.1994.

(PRAKASH TATIA), J.

S.Phophaliya